

MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, APRIL 20, 1999
COUNTY COMMISSIONERS CHAMBERS
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

Commissioners Present: Kathy Campbell, Chair
Bernie Heier
Larry Hudkins
Linda Steinman
Bob Workman

Others Present: Norm Agena, County Assessor
Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Diane Staab, Deputy County Attorney
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 13, 1999. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

MOTION: Hudkins moved and Workman seconded approval of the minutes of April 13, 1999. On call Campbell, Hudkins, Workman and Steinman voted aye. Heier abstained. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 36 additions and deductions to the tax assessment rolls per Exhibit A. (1999739)

MOTION: Workman moved and Hudkins seconded approval. On call Heier, Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

- 3) **APPROVAL OF MOTOR VEHICLE TAX EXEMPTIONS:**

Catholic Bishop of Lincoln (2 exemptions)
Cedars Youth Services
Clyde Malone Community Center
Department of Nebraska, Veterans of Foreign Wars
Grace Lutheran Church
Rosemont Alliance Church
Sacred Heart Catholic Church
St. John's Church

MOTION: Steinman moved and Hudkins seconded approval of motor vehicle tax exemptions for Catholic Bishop of Lincoln, Clyde Malone Community Center, Department of Nebraska, Veterans of Foreign Wars, Grace Lutheran Church and St. John's Church and approval of Cedars Youth Services, Rosemont Alliance Church and Sacred Heart Catholic Church subject to the vehicle(s) being titled and registered to the applicant. On call Steinman, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

4) **DENIAL OF A MOTOR VEHICLE TAX EXEMPTION:**

Redeemer Lutheran Church

The Clerk administered the oath to Reinhold Grasmick.

Reinhold Grasmick, representative of Redeemer Lutheran Church, appeared and explained that the secretary was unfamiliar with the procedure regarding motor vehicle tax exemptions. The forms were completed and returned to Motor Vehicles Services on North 46th Street and then forwarded to the County Treasurer. Consequently, Grasmick said, the documentation was not received in a timely manner.

Campbell stated the forms the Board received indicate the documents were received in the Treasurer's office on April 7th.

Grasmick agreed that the secretary was late in filing the exemption.

Campbell explained that the exemption should have been filed by the end of March.

MOTION: Steinman moved and Heier seconded to deny the motor vehicle tax exemption for Redeemer Lutheran Church because it was not timely filed. On call Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

5) **ADJOURNMENT:**

At the direction of the Chair, the Board of Equalization meeting was adjourned.

Bruce Medcalf
County Clerk

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Commissioners Present: Kathy Campbell, Chair
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Others Present: Kerry Eagan, Chief Administrative Officer
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Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 13, 1999. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

MOTION: Workman moved and Hudkins seconded approval of the minutes of April 13, 1999. On call Campbell, Hudkins, Workman and Steinman voted aye. Heier abstained. Motion carried.

- 2) **CLAIMS:** Approval of all claims processed through Tuesday, April 20, 1999.

MOTION: Workman moved and Steinman seconded approval. On call Heier, Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

- 3) **SPECIAL PRESENTATIONS:**

A. A resolution proclaiming the week of April 26 through April 30, 1999 as "Crime Victims Rights Week". (1999716)

The Chair read Resolution 99-716 into the record.

Joanna Svoboda, Lincoln Police Department Victim Witness Unit, appeared and thanked the Board for adopting the resolution. She also stated they appreciate the support of the County Attorney's office, the Sheriff's office and Corrections, as well as the Lincoln Police Department.

Jim Peschong, Lincoln Police Department, concurred with Ms. Svoboda comments and noted that it is important to recognize "Crime Victims Rights Week".

MOTION: Steinman moved and Heier seconded approval of Resolution 99-716. On call Steinman, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

B. Region V Annual Report - Dave Merrill, Executive Director

Dave Merrill, Executive Director of Region V, appeared and submitted documentation which included the following: (Exhibit "A")

- * Introduction to Services
- * Profile sheet
- * Financial report
- * Director's report for the month of April
- * County funding
- * Individuals served

Merrill noted that the Governing Board's request for funding next year would be \$1.78 per capita which has not increased in approximately six to seven years.

In response to a question asked by Campbell, Merrill stated there is a waiting list, which is controlled by the State, for the three providers within the County. He noted that at the beginning of March the State reported there were 427 individuals waiting for services. Of the 427 waiting, 282 of the individuals lived in Lincoln.

Heier inquired about the average cost per person served.

Merrill stated he didn't have the figure with him, however, he could obtain the information.

In response to a question asked by Workman, Merrill stated approximately three percent of their total budget is combined county funding.

Merrill stated that the Legislature and the Governor have recommended an increase in the funding methodology which will lead to one statewide rate of pay in the future.

Karen Wolf, Region V Area Director, appeared and thanked the County Board for their support and stated they will continue their partnership with clients, parents and the community.

4) **NEW BUSINESS:**

- A. An agreement with Safety-Kleen Corporation for household hazardous waste collection services for County-City Departments and limited small business hazardous waste services, at rates as specified in the agreement. (1999714)**

MOTION: Steinman moved and Heier seconded approval. On call Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

- B. A lease-purchase agreement and related documents with NACO Leasing Corporation for two, seven passenger Dodge Grand Caravan vans, in the total amount of \$28,726.08, for the Community Mental Health Center and the Corrections Department. (1999712)**

MOTION: Steinman moved and Heier seconded approval.

Campbell noted that she serves on the NACO Leasing Board.

ROLL CALL: Hudkins, Steinman, Workman, Heier and Campbell voted aye. Motion carried.

- C. A resolution approving a bid to Herbst Construction, Inc., in the amount of \$456,929.81, for County Bridge W-11 located at Southwest 58th Street and West Panama Road . (1999733)**

Don Thomas, County Engineer, appeared and stated the bridge was closed two years ago due to broken pilings. He stated the bids have been let, which range from \$456,000 to \$511,000, however, the low bidder has spoken with the Department of Roads and has suggested he won't sign a contract because there are errors on two line items. Thomas said the State needs information to justify the error and if the bidder refuses to sign a contract the State will then pull his bid bond.

Workman asked if they would proceed with the second lowest bid of \$511,000 if the contract isn't signed.

Thomas stated their estimate was \$499,000 and the State's was \$454,000. He explained that the State, according to their rules, would allow up to ten percent over the bid with retention of the 80 percent state funding and 20 percent county funding. The additional \$12,000, if they proceed with the second lowest bid, would be at the County's expense.

MOTION: Steinman moved and Hudkins seconded approval of Resolution 99-733. On call Steinman, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

- D. Approval of a disbursement from the Lancaster County Leasing Corporation Renewal and Replacement Fund to Schaefer's, in the amount of \$2,292, for a Sony Projection TV for Lancaster Manor. (1999682)**

MOTION: Steinman moved and Workman seconded approval. On call Heier, Workman, Hudkins, Campbell and Steinman voted aye. Motion carried.

E. Waiver of competitive bidding requirements due to an emergency to purchase a commercial dishwasher from Wentz Plumbing, in the amount of \$3,030. (1999754)

Diane Staab, Deputy County Attorney, appeared and explained that no competitive bidding would be needed because the purchase is less than \$10,000. She stated three informal bids were obtained, pursuant to the Statutes, and the dishwasher has been replaced.

MOTION: Steinman moved and Workman seconded ratification of the purchase of a commercial dishwasher from Wentz Plumbing for \$3,030. On call Campbell, Steinman, Workman, Heier and Hudkins voted aye. Motion carried.

F. A political subdivision tort claim filed against the Clerk of the District Court by Lincoln Electric Supply Company for damage to property, in the amount of \$820. (1999715)

Diane Staab, Deputy County Attorney, recommended approval of the claim. She explained that the money was to be paid to the victim in a criminal case with the amount of restitution to be handled by the Clerk of the District Court, however, the money went to the defendant due to an error. Staab said Lincoln Electric Supply has agreed to assign their rights over to the County so they may pursue collecting against the defendant.

Staab noted for the record the actual amount of the claim is \$820.34.

MOTION: Steinman moved and Hudkins seconded to accept the County Attorney's recommendation and approve the tort claim for \$820.34. On call Heier, Workman, Steinman, Campbell and Hudkins voted aye. Motion carried.

- 5) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:
- A. Setting of a public hearing for Tuesday, April 27, 1999 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building for a Corporate Manager License for Andrew D Reetz in connection with a Class H (Non-profit Corporation) liquor license for Hillcrest Country Club located at 8901 "O" Street in Lancaster County, Nebraska. (1999683)

- B. Setting of a public hearing for Tuesday, May 4, 1999 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building for County Change of Zone 185, from AG Agricultural to B Business, requested by Mary and Eugene Benes, on property located one-quarter mile west of the corner of Northwest 70th Street and Agnew Road, west of the unincorporated town of Agnew in Lancaster County, Nebraska. (1999575)
- C. A maintenance agreement with Alternative Business Systems, in the amount of \$3,513.84, for a photocopier for the Public Defender's office, beginning May 1, 1999 and ending May 1, 2000. (1999713)
- D. Contracts relating to road improvements with the following:
- * Lucille Hornby on North 162nd Street near Holdrege Street. This is a land donation. (1999747)
 - * Harold M Sullivan near Southwest 70th Street on West Yankee Hill Road. This is a land donation. (1999748)
 - * Loyal Doeschot near South 134th Street and Pella Road, in the amount of \$10. (1999749)
 - * Warner Hereford Farms, Inc on Fletcher Avenue near North 112th Street, in the amount of \$354.38. (1999750)
 - * Steve Kraus on Southwest 119th Street near West Saltillo Road, in the amount of \$10. (1999751)
 - * Chuck Reddish on Southwest 33rd Street near West Pleasant Hill Road, in the amount of \$10. (1999752)
 - * Mildred L Jensen on South 176th Street near Wittstruck Road, in the amount of \$262. (1999753)
 - * Allen D Apfel on South 176th Street near Wittstruck Road, in the amount of \$10. (1999745)
 - * Larry A Witt on South 176th Street near Wittstruck Road. This is a land donation. (1999744)
 - * Ivan W Schroeder on North 162nd Street near Adams Street. This is a land donation. (1999746)

MOTION: Hudkins moved and Steinman seconded approval of the Consent Items.

In response to a question asked by Campbell on Consent Item 5C, Kathy Smith, Assistant Purchasing Agent, explained that the Public Defender's office purchased the copier prior to the "Cost Per Copy" program. She recommended that the maintenance agreement be purchased until such time that the copier gets older and maintenance costs get higher.

ROLL CALL: Steinman, Hudkins, Heier, Workman and Campbell voted aye.
Motion carried.

6) **ADJOURNMENT:**

MOTION: Heier moved and Steinman seconded adjournment. On call Workman, Campbell, Hudkins, Steinman and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk